

## **June 2, 2008 - Regular Town Council Meeting**

**At a Regular Meeting of the Town Council of the Town of Middletown, RI, held at the Middletown Town Hall on Monday, June 2, 2008 at 7:10 P.M.**

**Council President Paul M. Rodrigues, Presiding**

**Vice Chair Shirley R. Mello**

**Councillor Barbara A. Barrow**

**Councillor Louis P. DiPalma**

**Councillor M. Theresa Santos**

**Councillor Edward J. Silveira, Jr.**

**Councillor Robert J. Sylvia, Members Present**

**CONSENT CALENDAR**

**1. Resolutions two (2) from the City of Warwick, School Committee, re: Requesting support for passage of House Bill 7776 Relating to Labor and Labor Relations – Health and Welfare Funds – Pension Plans and support of House Bill 7108 Relating to Labor Relations – Collective Bargaining.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said resolutions.**

**2. Applications received from the following named persons, firms or corporations for RENEWAL of Mechanical Amusement Device License for the 2008-2009 licensing year. (See Attached List)**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to grant said license renewals.**

## **TOWN COUNCIL**

- 1. Memorandum of Town Administrator, with enclosures, re: Jurisdiction – Naval Station Newport.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said memorandum.**

**The briefing prepared by the Navy referenced in said memorandum is on file in the Office of the Town Clerk.**

- 2. Resolution of the Council, re: Jurisdiction – Naval Station Newport.**

**Town Administrator Shawn Brown noted that adopting this resolution will reconcile the authority of the Town and authority of Navy lands. Navy jurisdiction is within the fence line and the Towns jurisdiction**

**will be outside the fence line.**

**On motion of Councillor Silveira, duly seconded, it was voted unanimously to accept the proposed jurisdiction lines.**

**On motion of Councillor Silveira, duly seconded, it was voted unanimously to pass said resolution.**

### **3. Public Hearing (Advertised)**

#### **An Ordinance of the Town of Middletown (Second Reading)**

**An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152, Zoning Code, Article 6 – Application of District Regulations, Section 602, Schedule of District Regulations – Uses and Districts.**

**Public Hearing was declared open.**

**David Martland, Esquire, 1100 Aquidneck Avenue, representing Newport Animal Hospital was available to answer any questions on this matter.**

**Council President Rodrigues requested said ordinance to include a stipulation that the facility be indoors.**

**There being no other persons present desiring to be heard on the matter, the public hearing was declared closed.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to amend said ordinance to include indoor facility.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to adopt said ordinance on its second reading, as**

**amended.**

**4. Memorandum of Arthur S. Weber, Jr., Chairman, Middletown Planning Board, with enclosure, re: Recommendation on a proposal to amend the Middletown Zoning Ordinance Section 602, Zoning District Permitted Uses, regarding two-family dwellings (duplex). (Requires advertising for Public Hearing)**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said memorandum.**

**Councillor DiPalma noted the importance of public input and discussion on this matter.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to advertise the proposed amendment for a public hearing to be held on the July 14, 2008 Regular Meeting of the Council.**

**Town Planner Ron Wolanski suggested the Council include the R-20 zoning district in the discussion of the proposed amendment to the Zoning Ordinance Section 602, Zoning District Permitted Uses, regarding two-family dwellings (duplex).**

**On motion of Vice Chair Mello, duly seconded it was voted unanimously to include the R-20 zoning district in the proposed amendment to the Zoning Ordinance Section 602, Zoning District Permitted Uses, regarding two-family dwellings (duplex).**

**5. E-mail communication from Councillor Silveira, with enclosures, re: Requesting status update for Requests for Information From or About Town Council Members.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said e-mail communication.**

**Town Solicitor Frank Holbrook noted his investigation into the matter concerning information requests from Town Council members. Mr. Holbrook has contacted the Attorney Generals Office concerning this matter. He suggests the Town implement a form to be filled out by the public.**

**At the request of Councillor Silveira this matter will be referred to the Attorney Generals Office for an opinion.**

**6. E-mail communication from Councillor Silveira, re: Requesting status update for Town Employees & Resident Veterans recognition process.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said e-mail communication.**



**Councillor Silveira reviewed the Council discussion at the January 2008 meeting. Mr. Silveira inquired the policy and process followed by the Veterans War Memorial Committee to perform their charge. Mr. Silveira recommends increasing the committee members, designating a chair and revisiting the charge of this committee.**

**Councillor Santos noted the Veterans War Memorial committee presently has four members. The last meeting was May 27, 2008, and all members were present. There are ten names submitted to be recognized at June 16, 2008 Regular Meeting of the Council.**

**Councillor Silveira recognized the hard work and efforts of the War Memorial Committee and requests the committee to establish a policy.**

## **PUBLIC FORUM SESSION**

**Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town**

**business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.**

**No one addressed the Council during this session.**

**On motion of Vice Chair Mello, duly seconded, it was voted unanimously to adjourn this meeting at 7:50 P.M.**

**Wendy J.W. Marshall, CMC**

**Council Clerk**

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